



PATENT
NEW ATTORNEY DOCKET NO. 144010.00100
OLD ATTORNEY DOCKET NO. 54448-200021.00

DAE/DW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Phillip M. Santisi)
Filing date: July 9, 2003) Group Art Unit: 3677
Application No. 10/615,407) Examiner: James R. Brittain
Title: FASTENING DEVICE)

MAIL STOP: PETITION

Attn: Commissioner for Patents
United State Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 C.F.R. § 1.181(a)

Applicant respectfully Petitions the Commissioner of the United States Patent and Trademark Office ("PTO") to withdraw the holding of abandonment of the above-captioned patent application, under 37 C.F.R. § 1.181(a).

The application stands abandoned for failure to respond to an Office Action mail dated July 12, 2004. However, a complete response was filed by Applicant on August 12, 2004. Pursuant to MPEP § 711.03(c) I. B., second paragraph, please find enclosed a copy of Applicant's response, and a copy of the post card showing that the response was received by the PTO Mail Room on August 12, 2004.

Applicant respectfully notes that this Petition is being filed promptly. The undersigned discovered this morning that the instant application had been listed as abandoned on the PTO web site. The undersigned also determined from the web site that a Notice of Abandonment (mail dated February 18, 2005) was mailed to the undersigned, but to applicant's prior law firm.

However, a proper Change of Address had been filed on February 4, 2005, well prior to the issuance of the Notice. Neither the undersigned nor Applicant ever received the Notice.

Applicant's prior law firm failed to forward the Notice of Abandonment or even notify the undersigned that the Notice of Abandonment had been received. Therefore, this petition, being filed the day the abandonment was discovered, is believed to be more than timely filed.

Applicant respectfully requests that the Notice of Abandonment be withdrawn and that the application proceed to examination without further delay.

Under 37 C.F.R. § 1.181(a) this petition does not require a fee.

Nevertheless, if there are any fees due with the filing of this Petition, applicant respectfully requests that any and all such fees be charged to the undersigned's **Deposit Account No. 50-1682, also referencing Attorney Docket No. 144010.00100**.

Respectfully submitted,
POWELL GOLDSTEIN LLP

By: _____
James Kremenick
Registration No. 36,902

Date: November 15, 2005

Enclosed: Response to Office Action
Copy of Stamped Post Card

Customer No. 51362

Powell Goldstein LLP
901 New York Ave., N.W.
Suite 300
Washington, DC 20001-4413
Telephone: (202) 347-0066
Facsimile: (202) 624-7222